

NORTHAMPTON LICENSE COMMISSION

JANUARY 7, 2009

Minutes

Commissioner Brad Shimel opened the License Commission meeting at 4:00 P.M., in City Council Chambers, 212 Main Street, Northampton. Commissioner Bill Rosen was also present.

1. APPLICATION FOR A SHORT TERM LIQUOR ALL ALCOHOLIC LICENSE

Northampton Center for the Arts
17 New South Street, Northampton, MA

DATE: January 24, 2009
TIME: 7:00pm – 11:00pm
EVENT: PARADISE BALL
REQUEST FEE WAIVER

Penny Burke, from the Northampton Center for the Arts, was present.

Rosen made the motion to approve the license with fee waived; Shimel seconded. The vote passed unanimously (2-0).

2. APPLICATION FOR A SHORT TERM WINE & MALT LIQUOR LICENSE

Academy of Music Theatre
274 Main Street, Northampton, MA

DATE: January 31, 2009 6:30PM – 11:00PM
February 13, 14 6:30PM – 11:00PM
February 21 6:30PM – 11:30PM
EVENTS: January 31: SCAMPS COMEDY SHOW
February 13,14: PIONEER VALLEY BALLET "NIGHT OF COLE PORTER"
February 21: VAGINA MONOLOGUES PRODUCTION
REQUEST FEE WAIVER

Matt Meers, of the Academy of Music Theatre, was present. Shimel advised Mr. Meers that the ruling for Short Term licenses per organization is 30 days maximum.

Shimel made the motion to approve the license with fee waived; Rosen seconded. The vote passed unanimously (2-0).

3. APPLICATION FOR A SHORT TERM WINE & MALT LIQUOR LICENSE

Northampton St. Patrick's Association
DATE: January 24, 2009
TIME: 5:00 – 11:00 PM
EVENT: AWARDS RECEPTION/BANQUET
To be held at the Northampton Senior Center

Mr. Ahearn was present to represent the St. Patrick's Association.

Rosen made the motion to approve the license; Shimel seconded. The vote passed unanimously (2-0).

4. APPROVAL OF MINUTES – DECEMBER 3, 2008

Rosen made several corrections; the clerk will correct. Shimel made the motion to approve the amended minutes of December 3, 2008; Rosen seconded. The vote passed unanimously (2-0).

- 5. NEW BUSINESS:** Request for Violation Hearing from Northampton Police Department regarding Bowl New England, Inc. d/b/a Northampton Bowl/City Sports Grill (Spare Time – Northampton), 525 Pleasant Street

Shimel made the motion to set the Violation Hearing for February 4, 2008 at 4:00 PM; Rosen seconded. The vote passed unanimously (2-0).

Clarification was made regarding BYOB: Bistro 186, 186 Main Street has been approved for a Seasonal Wine & Malt license by the ABCC, but is not yet inspected and licensed, and can have BYOB until the license is issued. Local Burger, 16 Main Street, has also asked to have BYOB. They have no license or application in process yet, but hope to apply in the future.

The clerk explained that Look Park had some difficulty providing all necessary documents to the ABCC for their conversion from Seasonal All Alcoholic General On Premise license to Annual All Alcoholic General On Premise license per Chapter 144 of the Acts of 2008 legislation. The ABCC required Look Park to provide much more documentation based on treatment as NEW license. William Kelly told the clerk on the phone, counsel to the ABCC, on December 31, 2008, that all conversions must be treated as new licenses, with all required documents **except** notification to abutters. Previous conversions of seasonal to annual liquor licenses have not had these requirements.

Shimel requested that the Clerk draft a letter for clarification of this issue to William Kelly of the ABCC. (attached)

Shimel made the motion to adjourn at 4:38 PM; Rosen seconded. The vote passed unanimously (2-0).

Next Meeting February 4, 2009 at 4:00 PM



City of Northampton, Massachusetts
License Commission
City Hall, 210 Main Street
Northampton, MA 01060
(413) 587-1210 Fax: (413) 587-1264

Brad A. Shimel, Chair
Mary L. Midura, Executive Secretary

January 14, 2009

William Kelly
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114

Dear Mr. Kelly:

The Northampton License Commission requests clarification from you regarding conversion of seasonal wine and malt liquor license to annual wine and malt liquor license, and conversion of seasonal all alcoholic liquor license to annual all alcoholic liquor license.

To date, the City of Northampton and A.B.C.C. have approved the conversion of 23 seasonal wine and malt liquor licenses to annual wine and malt liquor licenses, pursuant to Chapter 494 of the Acts of 2004.

On January 2, 2009, the A.B.C.C. approved the conversion of a Seasonal All Alcoholic General on Premise liquor license to an Annual All Alcoholic General on Premise liquor license for Frank Newhall Look Memorial Park, Inc. d/b/a Garden House at Look Park, pursuant to Chapter 144 of the Acts of 2008.

Please send written confirmation that the enclosed checklists include all necessary documentation required by the A.B.C.C. to complete conversion of a seasonal to annual liquor license.

Sincerely,

Brad Shimel
Chair of the Northampton License Commission

BS/mlm
Enclosures

**Conversion of Seasonal Wine & Malt to Annual Wine & Malt, pursuant to Chapter
494 of the Acts of 2004**

Questions -- Please contact Mary L. Midura, Executive Secretary - License Commission
(413) 587-1210 -- (413) 587-1264 fax
mmidura@northamptonma.gov

	\$200.00 Certified Check or Money Order payable to "A. B. C. C."
	\$25.00 check payable to the City of Northampton
	Six Page Application
	Corporate Vote of Corporation (if applicable) (authorizes application for liquor license, appointment of manger and Pledge of License, if applicable)
	Articles of Organization, Partnership Agreement or LLC Paperwork
	Form A - Manager Form
	CORI Request Form filled out and signed by proposed manager
	Copy of Government issued photographic identification (i.e. Driver's License) must be provided to verify the CORI form
	Copy of Legal Advertisement -- License Commission will complete legal ad, it is your responsibility to pay for the ad
NOT NEEDED FOR THIS! (PER ABCC call 12/31/08 to William Kelly)	<u>Abutter Notification</u> (green card certified return receipts) (any abutter who directly touches your property and any Church, School, Synagogue or Hospital within 500ft) See memo below.
	Floor Plans
	Lease (if applicable)
	3 Months of Bank Statements
	Worker's Compensation Insurance Affidavit
	TIPS or ServSafe Certification for proposed manager
	Certificate of Inspection signed by the Fire Chief and Building Inspector, required to issue the license

If placement of tables and chairs on the City sidewalk is desired, please contact the Department of Public Works to file an application for sidewalk use. The sidewalk description must be included on your liquor license application to allow service of alcohol outside.

Documents must be filed at least 17 Days before a meeting.

**Conversion of Seasonal All Alcohol to Annual All Alcohol, pursuant to Chapter 144
of the Acts of 2008**

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(413) 587-1210 – (413) 587-1264 fax
mmidura@northamptonma.gov

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